

90 Rec'd PCT/PTO 29 JUL 2002

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: ALEXANDER KOLBECK ET AL.

SERIAL No.: 09/926,792

FILED: December 20, 2001

FOR: METHOD FOR OPERATING A PORTABLE DATA  
CARRIER CONFIGURED FOR EXECUTING  
RELOADABLE FUNCTIONAL PROGRAMS

GROUP ART UNIT: PCT/DO/EO

EXAMINER: Unknown

ATTY. REFERENCE: KOBL3002/JEK

THE COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

Sir:

The below identified communication(s) or document(s) is(are) submitted in the above application or proceeding:

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Declaration      | <input checked="" type="checkbox"/> Extension of Time Petition                           |
| <input type="checkbox"/> Priority Document           | <input checked="" type="checkbox"/> Check in the Amount of <u>\$1,740.00</u>             |
| <input type="checkbox"/> Formal Drawings             | <input checked="" type="checkbox"/> Assignment, including cover sheet and fee of \$40.00 |
| <input type="checkbox"/> Small Entity Declaration(s) | <input checked="" type="checkbox"/> Petition under 37 C.F.R. 1.47(a) and 1.497(b)(2)     |

☒ Please debit or credit **Deposit Account Number 02-0200** for any deficiency or surplus in connection with this communication. A duplicate copy of this sheet is provided for use by the Deposit Account Branch.

☒ Copy of PTO Notification of Missing Requirements under 35 U.S.C. 371

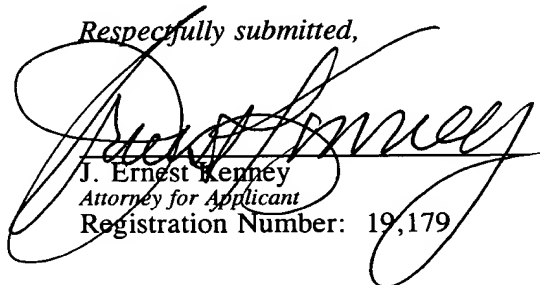


Customer 23364

BACON & THOMAS, PLLC  
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DATE: July 29, 2002

Respectfully submitted,

  
J. Ernest Kenney  
Attorney for Applicant  
Registration Number: 19,179

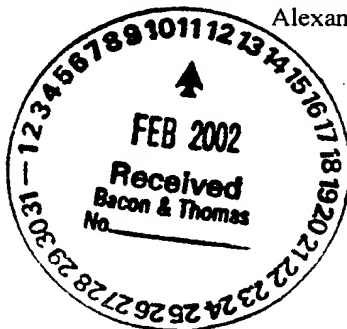


## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box P-1  
United States Patent and Trademark Office  
Washington, D.C. 20231  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/926,792	Alexander Kolbeck	KOLB3002/jek

23364  
BACON & THOMAS, PLLC  
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INTERNATIONAL APPLICATION NO.
PCT/EP00/05795

I.A. FILING DATE	PRIORITY DATE
06/23/2000	06/25/1999

CONFIRMATION NO. 8670  
371 FORMALITIES LETTER



\*OC00000007402361\*

Date Mailed: 02/01/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

KOLB 3002  
Date 2-11-02 Atty JEK  
Action Due NTFM Reqs  
Deadline 4-01-02  
Final Deadline 9-01-02

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 305-3736

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/926,792	PCT/EP00/05795	KOLB3002/jek

07/31/2002 SHARROD 00000126 09926792

02 FD:154

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